

**Capital Planning, Design & Construction
Architecture & Engineering**
401 Golden Shore, 2nd Floor
Long Beach, CA 90802-4210

www.calstate.edu

Thomas M. Kennedy
Chief of Architecture & Engineering

562-951-4129
Fax 562-951-4922
tkennedy@calstate.edu

December 8, 2009 VIA EMAIL: CBSC@dgs.ca.gov , dave.walls@dgs.ca.gov

Mr. David Walls
California Building Standards Commission
2525 Natomas Park Drive, Suite 130
Sacramento, CA 95833

Re: Rebuttal - Section 3415.4 comment period comments received

Dear Building Standards Commission:

We understand that written comment was received from the State Geologist relative to proposed code changes for Section 3415.4. Respectfully, the CSU does not agree with these proposed revisions and requests that the original proposed text be allowed to stand.

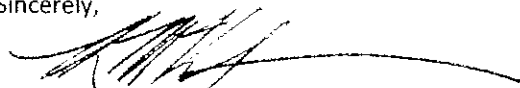
We are familiar with and support the overall rebuttal arguments developed by Dr. Charles Thiel, Chair Code Development for State Buildings Group (delivered under separate cover) relative to the comments received by the State Geologist. In particular, we find Dr. Thiel's second argument relative to faulting very compelling.

Everything is a matter of degree. Building collapse does not necessarily follow from fault movement within a foundation. From this we believe that to *some degree* it is reasonable and prudent to allow renovation construction to address such existing conditions. We consider that establishing an option offers a highest and best use of limited state funding. We believe the original proposed language of 3415.4 standard does this in a neutral and prudent manner. Further, we find that the original proposed language of 3415.4 *does* meet criteria 1 and 7B of HSC 18930.

The CSU supports the original 3415.4 proposal and recommends its adoption.

As Senior Building Official for the California State University system I have the administrative authority for the CSU to provide this recommendation.

Sincerely,



Thomas M. Kennedy
Chief of Architecture and Engineering
Building Official for the California State University

c: Elvyra F. San Juan, Dr. Charles Thiel

CSU Campuses
Bakersfield
Channel Islands
Chico
Dominguez Hills
East Bay

Fresno
Fullerton
Humboldt
Long Beach
Los Angeles
Maritime Academy

Monterey Bay
Northridge
Pomona
Sacramento
San Bernardino
San Diego

San Francisco
San José
San Luis Obispo
San Marcos
Sonoma
Stanislaus